

**STATE OF CALIFORNIA**

**Energy Resources Conservation  
And Development Commission**

In the Matter of:	)	Docket No. 07-AFC-3
	)	
Application for Certification for the	)	
CPV Sentinel Energy Project	)	
<u>by the CPV Sentinel, L.L.C.</u>	)	

**ENERGY COMMISSION STAFF  
PREHEARING CONFERENCE STATEMENT FOR AIR QUALITY HEARING**

Staff submits the following Prehearing Conference Statement in response to the Committee's April 29, 2010, notice.

Staff has filed its testimony and is prepared to go to hearing on such matters. It is unaware of any issues that are incomplete or require adjudication. It is aware that intervenors have, both in their intervention filings and in other statements to the Committee, raised very general issues concerning the validity of the air quality credits that would be transferred for the Sentinel project. However, there is no specificity to the issues raised thus far. Intervenors state that they will provide such specificity after they receive further information from the South Coast Air Quality Management District (SCAQMD) pursuant to Public Records Act requests.

Staff testimony will be presented by Steve Radis. That testimony has been docketed and provided to the parties. Staff will request that SCAQMD also provide one or more witnesses to address any of the issues that intervenors may eventually identify that pertain to the air district or its process. Staff will also request that U.S. EPA provide a witness, but will do so only after the Committee has selected a hearing date.

Staff understands that SCAQMD will be providing the information intervenors have requested this week. Staff thus requests that the hearing be scheduled in June or July,

as vacation schedules and demands on Staff resources make August a very difficult month to provide legal support. Staff prefers the June 1 hearing date, but is also able to attend hearings on other dates suggested by the Hearing Advisor on July 1, July 15, July 16, July 17, and July 21. Staff is likewise amenable to any other hearing date prior to July 21. The Staff witness is unavailable for the rest of July and early August because of vacation. Staff counsel will be unavailable, either because of vacation or other duties, for the remainder of August. Accordingly, Staff urges a timely hearing on the June and July dates set forth above, or on some other date prior to July 21.

Briefing schedules are premature until that hearing date is set.

Date: May 13, 2010

Respectfully submitted,

/s/ Richard C. Ratliff  
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